

REGULAR MEETING MAY 8, 2001

THIS IS TO CERTIFY THAT:

The San Bruno City Council met in Regular Session at the Senior Center, 1555 Crystal Springs Road, Tuesday, May 8, 2001, 7:00 pm. Present were Mayor Franzella, presiding; Councilmembers Ibarra, O'Connell, Pallas, Ruane; City Clerk Rasmussen, recording; City Manager Hedley, City Attorney Lowell. ABSENT: None

Pledge of Allegiance was led by long term resident **John Kristovich**.

Mayor Franzella acknowledged tonight's beautiful floral display from **San Bruno Garden Club** and announced May 12 **Postal Carriers Annual Food Collection**.

PROCLAMATIONS were presented to Public Works Director Munns declaring

Drinking Water Week May 6-12

Public Works Week May 20-26

PRESENTATION of **Police Week** activities by Chief of Police Violett...*special thanks to all participants.*

REVIEW OF AGENDA

APPROVAL OF MINUTES (*available May 22*)

CONSENT CALENDAR

- a. Approved: Payroll of May 7, 2001
- b. Approved: Accounts Payable of April 23, 2001
- c. Removed (Pallas): **Resolution 2001-38** Re Signatory Authority for State Domestic **Preparedness Needs Equipment** Program; required by \$8,480 funding request (adoption recommended by Chief of Police)
- d. Waived second reading/adopted (recommended by City Attorney): **Ordinance 1639** Amending Municipal Code Sections 2.48.080 and 9.08.060 Pertaining to Regular **Meeting Days/ Times of Certain Committees/Commissions**
- e. Waived second reading/adopted (recommended by Finance Director): **Ordinance 1640** Authorizing Amendment to Contract with **PERS** (Public Employees Retirement System); implements MOU provisions (2% @ 55 Full Formula and 4th Level 1959 Survivor Benefits)

END OF CONSENT CALENDAR

M/S Ibarra, O'Connell to approve Consent Calendar excluding Item c; passed unanimously.

Item c: Chief of Police Violett advised Program includes gas masks for Police vehicles.

M/S Pallas, Ruane to adopt **Resolution**; passed unanimously.

PUBLIC HEARINGS: NOTICES HAVE BEEN PUBLISHED, POSTED, MAILED: None

Mayor Franzella announced hearing **Tuesday, May 22, 7:00 pm, Senior Center** re **Garbage Rates**.

TOWN HALL HEARING (*conducted by City Clerk/Elections Officer Rasmussen*)

Ballot Measures - June 5, 2001 Special Election

Format - On file and included as last page of Agenda

Purpose - To give voters opportunity to gather information rather than to debate issue

NAVY SITE - MEASURE E (*pursuant to Initiative Ordinance 1284*)

Proponents: Presentation by Mayor Franzella, questions answered by Mayor/Developer David Cropper.

Following seven (7) persons presented questions: **Mark Tobin**/Montgomery Avenue, **Ernie Gomes**/Lake Drive, **Kevin Chase**/Donner Avenue, **Jim Kelly**, Oak Avenue, **Rose Urbach**/Euclid Avenue, **Teresa McIntosh**/Atlantic Avenue, **Dave Dornlas**/Crestmoor Drive.

Opponent: There was no presentation or question/answer period, since Al Watson was not available. However, City Clerk read his primary/rebuttal arguments in entirety.

LIBRARY/COMMUNITY CENTER - MEASURE D

Proponents: Presentation and questions answered by Councilmember O'Connell.

Following ten (10) persons presented questions: **Ruth Kruidenier**/Portola Way, **Mark Tobin**/Montgomery Avenue, **Ernie Gomes**/Lake Drive, **John Kristovich**/Crestmoor Drive, **Josh Melvin**/Valleywood Drive, **Carolyn Kristovich**/Crestmoor Drive, **Judy Rukavina**/Park Avenue, **Jim Kelly**/Oak Avenue, **Tammy Neirby**/Pine Street, **Carolyn Livengood**, Sheryl Drive.

Opponent: Presentation by Jack Hickey, questions answered by Mr. Hickey and Barbara LaRaia.

Following six (6) persons presented questions: **Barbara LaRaia**/Clark Avenue, **Rose Urbach**/Euclid Avenue, **Jim Kelly**/Oak Avenue, **Josh Melvin**/Valleywood Drive, **Kevin Chase**/Donner Avenue, **Tiffany Maleshefski**/Independent reporter.

Video and audio cassette recordings available

JUNE 5 ELECTION UPDATE: City Clerk Rasmussen advised (*oral*) (1) League of Women Voters web site www.smartvoter.org, (2) availability of *Voters Pamphlet* and application for Absent Voter Ballot, (3) Campaign Disclosure Statements filed in City Clerk's Office (*next filing May 24*), and (4) close of Voter Registration May 21 (*new law, 15 rather than 29 days prior to election*).

UNFINISHED BUSINESS

a. **BART: Public Works Director Munns** recommended authorize contract amendment with **Cole Management & Engineering** for \$223,152 for BART oversight/inspection services (*total contract authorization \$742,152*).

M/S Ruane, Pallas to concur in recommendation; passed unanimously.

Included was letter from **Alice Barnes/BART** (Belle Air Residents for Truth), 5th Avenue, commending **Public Works Staff** for negotiating BART construction of City improvements.

b. **Caltrain Ad Hoc Committee** (Ibarra/Ruane): Caltrain grant application to fund safety measures at San Bruno crossing

c. **Council/Management Strategic Planning Retreat: Mayor Franzella** invited public input; Council action expected May 22 (*oral*).

Proposed Vision Statement

San Bruno will be the Peninsula City of choice to live, learn, work, shop and play.

Proposed Slogan/Motto...*The Peninsula City of Choice*

Rose Urbach, Euclid Avenue, suggested *City with a Heart* slogan.

CALL FOR BIDS, PRESENTATION OF BIDS, AWARD OF CONTRACTS

7th Avenue Relief Sewer Project: **Public Works Director Munns** recommended (1) ratify Director's administrative action granting bid relief to **K J Woods Construction** for bid mistake; and (2) formally reject all other bids and re-advertise.

M/S Pallas, Ruane to concur in recommendation; passed unanimously.

COMMUNICATIONS: None

STAFF REPORTS

a. **Chief of Police Violett** recommended following **Ordinances** adding new chapters to Municipal Code which implement changes to *Master Fee Schedule* adopted last year.

(1) Chapter 4.42 - **Pawnbrokers-Secondhand Dealers**

(2) Chapter 5.20 - **Unruly Gatherings**

(3) Chapter 6.48 - **False Alarm Fee**

City Attorney Lowell presented revisions, including provision for final review by Council.

Following action was taken: M/S Ruane, Pallas to waive first reading of **Revised Ordinances**; passed unanimously. Introduced by Vice Mayor Ruane and unanimously passed by roll call vote.

b. **Fire Chief Graham** recommended **Resolution 2001-39** Opposing NFPA (National Fire Protection Association) Proposed Standard 1710; preempts local authority re **staffing levels/response times** thereby increasing City's annual cost by at least \$1,125,000.

Introduced by Councilmember Pallas and unanimously adopted by roll call vote.

REPORT OF CITY ATTORNEY - RESOLUTIONS & ORDINANCES

a. **Resolution 2001-40** Approving **Records Retention Policy and Schedule**; ensures permanent availability of vital information and provides for disposal of non-vital records after appropriate length

of time. Introduced by Councilmember Ibarra and unanimously adopted by roll call vote (Pallas, abstain).

b. **City Attorney Lowell/City Manager Hedley** recommended **Resolution 2001-41** Authorizing City Manager to Enter into Agreement with **McDonough, Holland & Allan**, Attorneys at Law, for **Interim City Attorney Services**; included is proposal from Attorney Michelle Marchetta Kenyon (*previously retained by City*). Introduced by Vice Mayor Ruane and unanimously adopted by roll call vote.

Mayor Franzella acknowledged **City Attorney Lowell's** eight years of service with City.

PUBLIC COMMENT ON ITEMS NOT ON AGENDA: None

REPORT OF COMMISSIONS, BOARDS & COMMITTEES

a. **Stormwater Ad Hoc Committee** (Franzella/O'Connell) recommended **Resolutions 2001-42/43** Recommending **San Mateo County Flood Control District** Impose

(1) Charges for Funding 2001/02 Countywide **National Pollution Discharge Elimination System (NPDES)** General Program; provides that District collect City's existing annual fee of \$3.44 (*single-family residential property*)

(2) Additional Charges for Funding **Expanded Scope** of Work for 2001/02 Countywide **NPDES** General Program; provides that District collect additional annual fee of \$2.44 for City (*single-family residential property*).

Introduced by Mayor Franzella and unanimously adopted by roll call vote.

b. **Water Resources Ad Hoc Committee** (O'Connell/Pallas) recommended **Resolution 2001-44** Approving **Interim Water Shortage Allocation Plan** Pursuant to Section 7.03(a) of Master Contract with City and County of San Francisco; no immediate fiscal impact (presented by Deputy Public Works Director Bradshaw). Introduced by Councilmember O'Connell and unanimously adopted by roll call vote.

Motion by Councilmember Pallas to ensure two new wells and backup generator by end of year; failed for lack of second.

c. **Oral Updates**

--**Youth Committee** (Ibarra): Next meeting May 10; 1st annual *Posy Parade Youth Dance* June 2 (6th, 7th and 8th graders), *Posy Parade* June 3/*Technology in Bloom*

--**Beautification Task Force** (O'Connell): *Operation Clean Sweep* May 5, recognition/thanks May 22; web site for Beautification Awards applications

--**SF Jail Facility** (Ruane/Ibarra): Truck hauling of equipment to begin soon

NEW BUSINESS

Mayor Franzella recommended (*oral*) create Ad Hoc Committee to review and develop recommendations re **Tree Policy**, indicating action was prompted by recent removal of large trees at San Bruno/Cherry Avenues without Council consideration. **IT WAS AGREED** Mayor Franzella/Councilmember Ibarra will serve on Committee.

MOMENT OF SILENCE in memory of...

Dick Griffith - Mayor 1978-80 (*1st elected Mayor*) and Councilmember 1970-71 and 1974-78

Fred Hykal - countless years serving Senior needs (*get well wishes to wife Vi*)

HAPPY MOTHER'S DAY from Council and Staff...

CLOSED SESSION

Assistant City Manager Rogers requested Closed Session to discuss labor negotiations re Local 856/**Firefighters**, pursuant to Government Code Section 54957.6.

Recessed 9:17 pm to Closed Session; City Clerk Rasmussen was excused.

Reconvened about 9:36 pm.

May Franzella advised Council provided direction to labor negotiator.

ADJOURNMENT

There being no further business to transact, meeting was adjourned at 9:37 pm. Mayor Franzella advised May 22 meeting will include **Caltrain Grade Separation Presentation** and **Fireworks Stand Permits** (*applications/financial statements available for review in City Clerk’s Office*).

Respectfully submitted,

Foregoing minutes approved by
San Bruno City Council at regular
meeting held May 22, 2001

Terri Rasmussen, City Clerk

Larry Franzella, Mayor